

From: "Matson, Jeffrey T CIV USARMY CENWP \(\USA\)" <Jeffrey.T.Matson@usace.army.mil>  
To: "Mednick, Richard" <Mednick.Richard@epa.gov>  
CC: Gary.L.Vrooman@state.or.us  
john.level@atg.wa.gov  
"Wright, Ann L CIV USARMY CEHQ \(\USA\)" <Ann.L.Wright@usace.army.mil>  
Date: 4/27/2022 3:25:56 PM  
Subject: RE: Bradford Island Site Draft Proposed Federal Facility Agreement

---

Thanks, Richard.

I indicated my current availability below, in brackets []. Ann is out of the office tomorrow and Friday, but should be in touch next week.

Best,  
Jeff

---

**From:** Mednick, Richard <Mednick.Richard@epa.gov>  
**Sent:** Wednesday, April 27, 2022 2:02 PM  
**To:** Wright, Ann L CIV USARMY CEHQ (USA) <Ann.L.Wright@usace.army.mil>; Matson, Jeffrey T CIV USARMY CENWP (USA) <Jeffrey.T.Matson@usace.army.mil>  
**Cc:** Gary.L.Vrooman@state.or.us; john.level@atg.wa.gov  
**Subject:** [Non-DoD Source] RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Hello Ann, Jeff, Gary and John,

I am hoping that we can set aside an hour sometime during the week of May 16-20 to have a call in order to meet each other and discuss the process for our FFA negotiations. Perhaps we can also initially address some substantive aspects of the draft FFA and the site related work to be done in advance of the final FFA. With that in mind, please indicate in a response to this email which days and PDT times identified below when you would be available for a call:

Monday, 5/16  
10-11 [Available]  
11-12 [Available]  
12-1 [Available]  
1-2  
2-3 [Available until approx. 2:45]

Tuesday, 5/17  
10-11  
11-12  
12-1  
1-2

Friday 5/20  
10-11 [Available]  
12-1 [Available]  
1-2 [Available]  
2-3 [Available until approx. 2:45]

Thank you,

Richard

Richard Mednick  
Associate Regional Counsel  
Regional Judicial Officer  
U.S. EPA I Region 10  
1200 Sixth Avenue  
Suite 155, M/S 11 C07  
Seattle, WA 98101  
(206) 553-1797

---

**From:** Wright, Ann L CIV USARMY CEHQ (USA) <[Ann.L.Wright@usace.army.mil](mailto:Ann.L.Wright@usace.army.mil)>  
**Sent:** Wednesday, April 20, 2022 5:50 PM  
**To:** Mednick, Richard <[Mednick.Richard@epa.gov](mailto:Mednick.Richard@epa.gov)>; [jeffrey.t.matson@usace.army.mil](mailto:jeffrey.t.matson@usace.army.mil)  
**Cc:** [Gary.L.Vrooman@state.or.us](mailto:Gary.L.Vrooman@state.or.us); [john.level@atg.wa.gov](mailto:john.level@atg.wa.gov)  
**Subject:** RE: Bradford Island Site Draft Proposed Federal Facility Agreement

Richard,

Thank you for the initial draft FFA for Bradford Island. We are working on a list of completed documents for the Consultation provision and will review the rest of the draft FFA and get back to you. I am out for a mediation all this week. Next week I will provide you better information on a time frame for our changes to the FFA, within the Fort Eustis template as appropriate.

I request that you not share the draft FFA with the Yakama Nation or other Tribes or other groups. I will confer with upper levels of USACE and get back to you further on this.

We appreciate your courtesy as we work through this process.

VR, Ann  
Ann L. Wright  
Attorney  
Office of the Chief Counsel  
U.S. Army Corps of Engineers  
402-996-3880  
Wk Cell 402-860-2465

---

**From:** Mednick, Richard <[Mednick.Richard@epa.gov](mailto:Mednick.Richard@epa.gov)>  
**Sent:** Monday, April 18, 2022 5:15 PM  
**To:** Wright, Ann L CIV USARMY CEHQ (USA) <[Ann.L.Wright@usace.army.mil](mailto:Ann.L.Wright@usace.army.mil)>; Matson, Jeffrey T CIV USARMY CENWP (USA) <[Jeffrey.T.Matson@usace.army.mil](mailto:Jeffrey.T.Matson@usace.army.mil)>  
**Cc:** [Gary.L.Vrooman@state.or.us](mailto:Gary.L.Vrooman@state.or.us); [john.level@atg.wa.gov](mailto:john.level@atg.wa.gov)  
**Subject:** [Non-DoD Source] Bradford Island Site Draft Proposed Federal Facility Agreement

Ann and Jeff,

I am attaching a draft proposed Federal Facility Agreement (FFA) for the Bradford Island Superfund Site. The draft proposed Bradford Island FFA has been prepared based on the Fort Eustis FFA that has been agreed to as the model for FFAs entered into between EPA and the U.S. Department of Defense. For reference, I am attaching a copy of the Fort Eustis FFA.

I am copying Gary L. Vrooman and John Level who are Assistant Attorneys General for the states of Oregon and Washington, respectively.

As requested by the Yakama Nation during our recent consultation, EPA is interested in involving the Yakama Nation in our negotiation of the Bradford Island FFA. To that end, please let me know if the United States Army Corps of Engineers (USACE) is amenable to sharing the draft proposed Bradford Island FFA with legal counsel for the Yakama Nation.

I am thinking it will take a few weeks for the USACE to consider the terms of the draft proposed FFA for Bradford Island, but please let me know your expected timeline for review. EPA would like to move this matter along as expeditiously as possible, and to that end I will reserve some time on our calendars during the second week of May for a discussion about the status of our negotiations.

Respectively,

Richard

Richard Mednick  
Associate Regional Counsel  
Regional Judicial Officer  
U.S. EPA I Region 10  
1200 Sixth Avenue  
Suite 155, M/S 11 C07  
Seattle, WA 98101  
(206) 553-1797